IN THE HIGH COURT OF JUDICATURE AT BOMBAY

IN ITS INSOLVENCY JURISDICTION

PETITION NO.101 OF 2006

RE: C.D.Bablani & Ors. ...Debtors

EX-PARTE :

Sicom Ltd. ...Ptg.Creditors

.....

None for Debtors.

Mr.P.V.Shah for Petitioning Creditors.

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CORAM: A.M.KHANWILKAR, J.

NOVEMBER 20, 2007.

P.C.

1. The present Petition is founded on the decree passed by the Court against debtors on 16th October 2004 in Misc.Petition No.45 of 1999. As the debtors failed to pay the amount, Insolvency Notice No.N/117 of 2006 dated 11th July 2006 was issued, which was duly served on the debtors on 3rd August 2006. Inspite of service, debtors failed to pay the decretal amount. In that sense, act of insolvency was completed on 8th September 2006.

2. As the debtors failed to pay the amount or offer any explanation for non-payment, Petitioning Creditors have had no option but to take out the present action, which has been filed on 16th October 2006. The debtors have been duly served on 22nd December 2006. Inspite of such service, none appears for the debtors. No reply has been filed. As no explanation has been offered on behalf of the debtors, Petition ought to succeed in terms of prayer clauses (a) and (b).

. Ordered accordingly.

A.M.KHANWILKAR, J.